IN THE HIGH COURT OF JUDICATURE OF BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO. 170 of 2007

Mrs.Sherekark P.V. .. Petitioner

versus

M.P. Arya Vidya Sabha & Ors. .. Respondents

...

Ms.Ushajee Peri i/b Mihir Desai for the petitioner.

Ms.Mamta Sadh for the respondent nos.2 to 4.

CORAM : R.M.S.KHANDEPARKAR

& D.G. KARNIK, JJ

DATED : 26th April 2007.

P.C.:

1. Heard.

2. Undisputedly, it is not the case of the appellant that appellant was not gainfully employed elsewhere during the relevant period. Unless it is the case of the appellant that she was not gainfully employed elsewhere, question of awarding backwages

does not arise and therefore, grievance of the appellant in the appeal being solely to the claim of backwages, in the absence of the said claim by the petitiner, the same was rightly rejected. No case for interference in writ jurisdiction is made out. The petition, therefore, is dismissed.

(R.M.S.KHANDEPARKAR, J)

(D.G. KARNIK, J)